

district consists of three schools and serves approximately 1350 pupils. Historically, Petitioner has participated successfully in the E-rate Program, leveraging available discounts to help defray expenses for eligible telecommunications services in order to better serve its pupil population.

Petitioner certified and submitted FCC Form 471# 171048801 on May 18, 2017, only seven days after the Funding Year 2017 filing deadline. The delay stemmed from the fact that the vendor selected by Petitioner by virtue of its competitive bidding process, Dataspindle LLC (“Dataspindle”), was awaiting its Service Provider Identification Number (SPIN) at the close of the window.

Though Petitioner rendered its award and created the FCC Form 471 on May 11, 2017 in compliance with E-rate program rules, it could not create the necessary contract within the E-Rate Productivity Center until USAC had assigned the SPIN to Dataspindle. After receiving notice of the assigned SPIN, Petitioner contacted its E-rate consultant who then created the necessary contract, linked it to the appropriate Funding Request Numbers, and certified FCC Form 471# 171048801 on May 18, 2017, a mere seven days after the Funding Year 2017 filing deadline.

II. Request

In light of the above circumstances, Petitioner respectfully petitions the Commission to request a waiver of the Funding Year 2017 FCC Form 471 filing deadline to allow its Out-of-Window submission of Funding Year 2017 FCC Form 471# 171048801. The Commission has a longstanding practice of finding good cause to grant such waivers when the FCC Form 471 is filed within 14 days of the filing deadline, it serves the public interest, and there is no evidence of waste, fraud and abuse.¹ All of these criteria are met in the instant matter.

¹ See, e.g., *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Allen Shivers Library et al., Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order and Order on Reconsideration, DA 14-1256, paras. 1, 3 & 4 (August 28, 2014) (finding special circumstances exist to justify granting waiver requests where, for example, petitioners filed their FCC Forms 471 within 14 days after the FCC Form 471 filing window deadline); *Requests for Waiver and Review of Decisions of the Universal Service Administrator by Boston Renaissance School et al., Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order and Order on Reconsideration, DA 14-250, paras. 1, 3 & 4 (February 24, 2014) (finding special circumstances existed to justify granting waiver requests “because each of those petitioners filed its applications within 14 days of the close of the filing window.”); *Requests for Waiver and Review of Decisions of the Universal Service Administrator by A.C.E. Charter High School et al., Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, DA 12-2057, paras. 2, 4 & 5 (December 28, 2012) (same); *Requests for Review of the Decisions of the Universal Service Administrator by Academy of Math and Science, et al., Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 9256, 9259-60, paras. 8 & 9 (2010) (same).

If you have any questions in regard to this submission, please contact the undersigned.

Respectfully Submitted,



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